

Serial No.: 09/657,414

Filed: 9/8/00

Patent No.:

Issued:

Applicant: Gummalla, et al.

Title: A System and Method for Providing High Speed Wireless Media Access

Docket No.: 62004-1510

C/M Date: 12/22/03

EM No.:

Due Date: 3/5/04

**PATENT AND TRADEMARK OFFICE
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Fee Transmittal Page

RCE Application Transmittal Pg.

Missing Parts Response

Copy of Missing Parts Notice

Resp. Incomplete Application Papers

Copy - Not. Incomplete Appl. Papers

Declaration & Power of Attorney

Preliminary Amendment

Small Entity Status Claimed

IDS/Form 1449

Cited Reference(s) ()

Assignment/Assign't Cover Sheet

Terminal Disclaimer

Amendment Transmittal Page

Amendment:

Non-Final Final

After Not. Allow Unentered

Response to Advisory Action

Petition for EOT to:

Claim of Priority & Sub. Cert. Copy
of Foreign Application

Other:

Person Mailing: SLR

USPTO STAMP



Request to Rescind Non-Pub.

Petition to Make Special

Status Inquiry (in duplicate)

Notice of Appeal

Appeal Brief (in Triplicate)

Request for Refund

Request for Correction F/R

Notice of Continuation Appl.

Issue Fee Trx. In Dupl.

Sheets of Drawings

Formal Informal

Letter/Trx. To Draftsman

Prior to NOA W/I NOA

Request for Cert. Of Correct.

Certificate of Correction x 2

Maintenance Fee Transmittal

3.5 7.5 11.5

in duplicate

Responsible Atty: SAH/CDG

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THOMAS, KAYDEN
HORSTEMEYER & RISLEY, L.L.P.

JAN 02 2004

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AMENDMENT TRANSMITTAL LETTER (SMALL)

Docket No.

Applicant(s): **Gummalla, et al.****062004-1510**Serial No.
09/657,414Filing Date
9/8/00Examiner
Timothy L. LeeConfirmation No.
2488Group Art Unit
2662**Invention: A System and Method for Providing High Speed Wireless Media Access****Commissioner for Patents**
Mail Stop Non-Fee Amendment
P.O. Box 1450
Alexandria VA 22313-1450

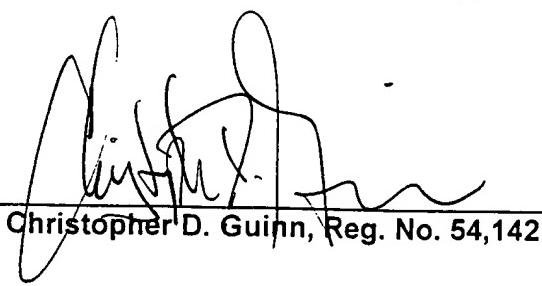
Transmitted herewith is Response in the above-identified application.

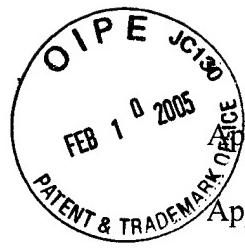
The fee has been calculated and is transmitted as shown below

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	23 -	23 =	0	X \$9.00	\$0.00
INDEP. CLAIMS	3 -	3 =	0	X \$43.00	\$0.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>			\$145.00	\$
EXTENSION FEE	1 ST MONTH <input type="checkbox"/> 55.00	2 ND MONTH <input type="checkbox"/> 210.00	3 RD MONTH <input type="checkbox"/> 475.00	4 TH MONTH <input type="checkbox"/> 740.00	\$
Other Fees:					\$
				TOTAL ADDITIONAL FEE FOR THIS AMENDMENT	\$0.00

- No additional fee is required for the Response.
 Please charge Deposit Account No. _____ in the amount of _____.
 A check in the amount of _____ to cover the filing fee is enclosed. A duplicate copy of this page is enclosed.
 A Credit Card Payment Form PTO-2038 is attached in the amount of \$ _____.
 The Director is hereby authorized to charge any deficiencies of the above fees or credit any overpayment to Deposit Account No. 20-0778. A duplicate copy of this page is enclosed.


Christopher D. Guinn, Reg. No. 54,142**12/22/2003**
Date

SFW
2662

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/657,414

Art Unit: 2662

Applicant: Gummala, et al.

Examiner: Timothy L. Lee

Filed: September 8, 2000

Confirmation No.: 2488

Title: **A SYSTEM AND METHOD
FOR PROVIDING HIGH SPEED
WIRELESS MEDIA ACCESS**

Docket No.: 062004-1510

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 2/18/05.

Stephanie Riley
Signature - Stephanie Riley

**RESUBMISSION OF
AMENDMENT AND RESPONSE TO FIRST OFFICE ACTION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Resubmission of Amendment and Response to First Office Action is submitted pursuant to a telephone discussion on February 4, 2005 between Examiner Donald Mills and Applicants' attorney. Examiner Mills alleges that Applicants' "Amendment and Response to First Office Action," mailed December 23, 2003 (filed in response to the Office Action mailed December 5, 2003), was not received by the Office.

Applicants have not received a Notice of Abandonment, and indeed, Examiner Mills indicated that one had not been sent. However, any Notice of Abandonment sent would have been sent in error for at least the reason that the Amendment and Response to First Office Action was indeed filed on December 23, 2003, well within the statutory limits for a timely reply to the December 5, 2003 Office Action.

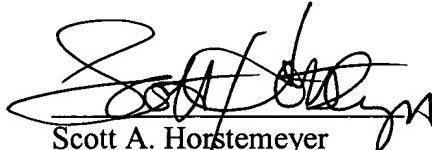
A copy of the return postcard from the USPTO, clearly showing receipt of the Amendment, is enclosed. Furthermore, a full copy of the Amendment and Response to First Office Action, as filed on December 22, 2003 (including a Certificate of Mailing confirming the mailing date), is also enclosed.

In the event that the Office regards this application as abandoned, this communication serves as a Petition to Withdraw Holding of Abandonment under 37 C.F.R. § 1.181(a), and Applicants request that the Commissioner reconsider and kindly withdraw the holding of abandonment. In accordance with 37 C.F.R. § 1.181(a), no fees are required with this petition. If, however, any fee is believed to be due, you are hereby authorized to charge any such fee to deposit account No. 20-0778.

Examination on the merits of this application with respect to the Amendment is hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned at (770) 933-9500.

In the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to deposit account no. 20-0778.

Respectfully submitted,



Scott A. Horstemeyer
Reg. No. 34,183

**THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.**
Suite 1750
100 Galleria Parkway N.W.
Atlanta, Georgia 30339
(770) 933-9500

Attachment: Copy of Amendment and Accompanying Papers
Copy of Returned Postcard w/USPTO Mail Stamp

O I P
FEB 10 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:) Group Art Unit: 2662
Gummalla, et al.) Examiner: Timothy L. Lee
Serial No.: 09/657,414) Confirmation No.: 2488
Filed: 9/8/00) Docket No.: 062004-1510
For: **A SYSTEM AND METHOD**)
FOR PROVIDING HIGH SPEED)
WIRELESS MEDIA ACCESS)

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on 12/22/03.

Stephanie Riley
Stephanie Riley

AMENDMENT AND RESPONSE TO FIRST OFFICE ACTION

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

The non-final Office Action mailed December 5, 2003 (Paper No. 5) has been carefully considered. In response thereto, please enter the following amendments and consider the following remarks.